

Halcott, J

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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In re REFCO INC. SECURITIES LITIGATION :
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Case No. 07-md-1902 (JSR)

This Document Relates to:

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KENNETH M. KRYS, et al., :

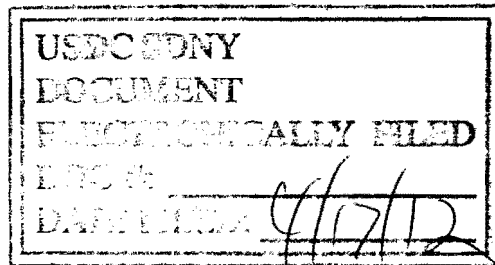
Case No. 11-cv-1486 (JSR)

Plaintiffs, :

-against- :

SCHULTE ROTH & ZABEL LLP, :

Defendant. :
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STIPULATION OF VOLUNTARY DISMISSAL WITH PREJUDICE

IT IS HEREBY STIPULATED AND AGREED by and between the parties that, pursuant to Rule 41(a) of the Federal Rules of Civil Procedure:

1. The portion of Count I relating to allegations that defendant committed malpractice in connection with the preparation of SPhinX's organizational documents and conflicting language therein is voluntarily dismissed with prejudice as against Schulte Roth & Zabel LLP, without any rights of appeal;
2. The portion of Count I relating to allegations that Schulte Roth & Zabel LLP committed malpractice in connection with legal advice regarding potential preference litigation and redemption requests shall not be affected by this stipulation.

Dated: April 11, 2012

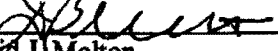
Dated: April 11, 2012

Plaintiffs Kenneth M. Kryz, et al.

Defendant Schulte Roth & Zabel LLP

By their attorneys,

By its attorneys,

By: 
David J. Molton
Andrew Dash
Mason Simpson
BROWN RUDNICK LLP
Seven Times Square
New York, New York 10036
Telephone: (212) 209-4800
Facsimile: (212) 209-4801
dmolton@brownrudnick.com
adash@brownrudnick.com
msimpson@brownrudnick.com

By: _____
Scott Sonny Balber
CHADBOURNE & PARKE LLP (NY)
30 Rockefeller Plaza
New York, NY 10112
(212) 408-5466
Facsimile: (646) 710-5466
sbalber@chadbourne.com

-and-

Leo R. Beus, pro hac vice
Dennis K. Blackhurst, pro hac vice
BEUS GILBERT PLLC
4800 North Scottsdale Road, Suite 6000
Scottsdale, Arizona 85251
Telephone: (480) 429-3000
Facsimile: (480) 429-3100
lbeus@beusgilbert.com
dblackhurst@beusgilbert.com

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BROWN RUDNICK LLP
Seven Times Square
New York, New York 10036
Telephone: (212) 209-4800
Facsimile: (212) 209-4801
dmolton@brownrudnick.com
adash@brownrudnick.com
msimpson@brownrudnick.com

By: Scott S. Balber *MSB*
Scott Sonny Balber
CHADBOURNE & PARKE LLP (NY)
30 Rockefeller Plaza
New York, NY 10112
(212) 408-5466
Facsimile: (646) 710-5466
sbalber@chadbourne.com

-and-

Leo R. Beus, pro hac vice
Dennis K. Blackhurst, pro hac vice
BEUS GILBERT PLLC
4800 North Scottsdale Road, Suite 6000
Scottsdale, Arizona 85251
Telephone: (480) 429-3000
Facsimile: (480) 429-3100
lbeus@beusgilbert.com
dblackhurst@beusgilbert.com

SO ORDERED:

[Signature]
U.S.D.J.
4-17-12